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ESTTA290214 06/16/2009

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#### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91176791
Party	Defendant MATTEL, INC.
Correspondence Address	Lawrence Y. Iser, Esq. Kinsella Weitzman Iser Kump & Aldisert LLP 808 Wilshire Blvd., Suite 300 Santa Monica, CA 90401 UNITED STATES CFitzgerald@kwikalaw.com
Submission	Testimony For Defendant
Filer's Name	Chad R. Fitzgerald
Filer's e-mail	cfitzgerald@kwikalaw.com
Signature	/crf/
Date	06/16/2009
Attachments	Trial Declaration of Raymond Adler Vol. 2.pdf ( 54 pages )(7358775 bytes )

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Application Serial No. 78/7. Published for Opposition in the OFFICIAL	51,105 GAZETTE on December 12, 2006
UMG RECORDINGS, INC.	Opposition No.: 91176791
Opposer	
v.	
MATTEL, INC.	
Applicant	

#### TRIAL DECLARATION OF RAYMOND ADLER

Exhibit B, Vol. 1 of 2

## Exhibit B



APP 00001.001

# Welcome to the 2006 570200 Collection!

This book contains everything you need to know to collect all of the 2006 Hot Wheels® models. We'll show you how to collect by segment and by month with color photos of all of the segment series models! There are also tips for collecting as well as valuable coupons inside!

APP 00001.002

2006 First Editions TM Series #01-38

T-Hunt Series #39-50

Segment Series #51-110

Track Aces M Series #111-122

APP 00001.003

#### HOW TO GOLLECT:

It's never been easier or more fun to collect Hot Wheels® cars! We've divided up the line into 2006 First Editions™ (new models), 12 different segment series, 12 Track Aces™ models and 12 highly collectible T-Hunt® vehicles! Every month look for 3 new models, 1 new segment series of 5 vehicles, 1 Track Aces™ vehicle and 1 T-Hunt® vehicle — if you can find it!!! See how far you have left to go to collect 'em all!

APP 00001.004

#### HOW TO GOLLECT:

Every 2006 Hot Wheels® model has a collector number so you can easily keep track of what you have and what's left! There are 223 total vehicles in the 2006 line and you can use this book to help keep track of your checklist.



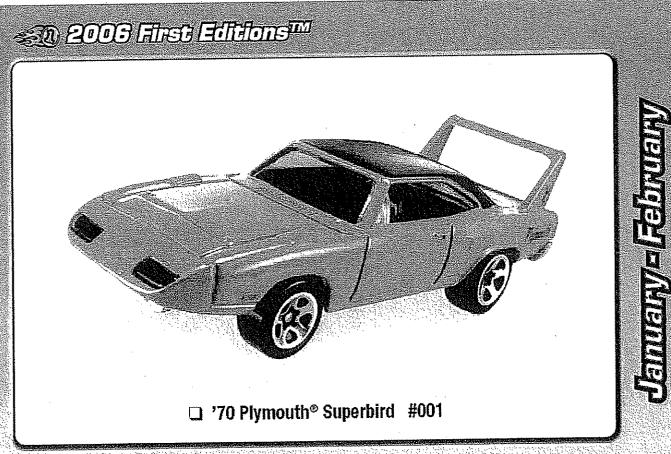
APP 00001.005

#### 2006 First Editions TM

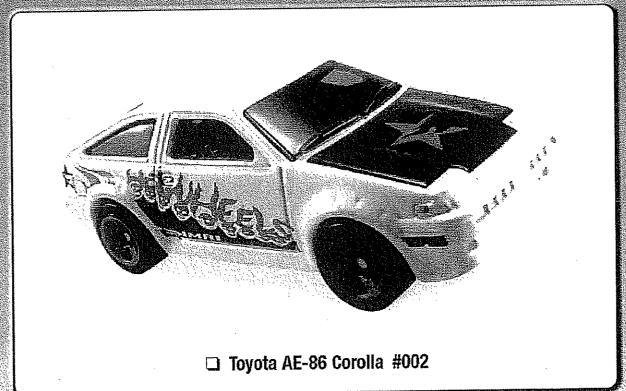
These are some of the most special cars that are created in the Hot Wheels® line each year. They mark the first time a model is ever introduced into the Hot Wheels® line! This year, there are 38 new models to collect, with about 3 new models to look for every month. Follow along and collect all of the 2006 First Editions™ models for 2006!



APP 00001.006

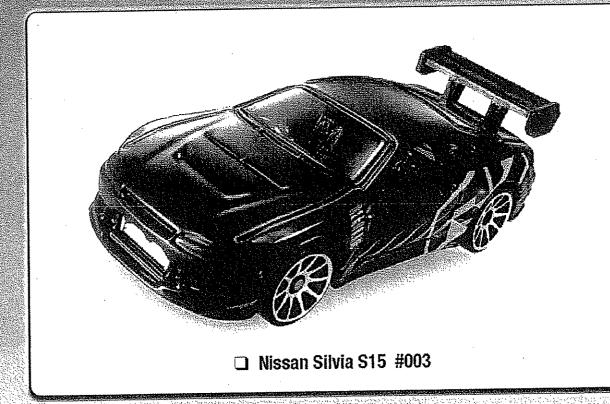


## 2006 First Editions M



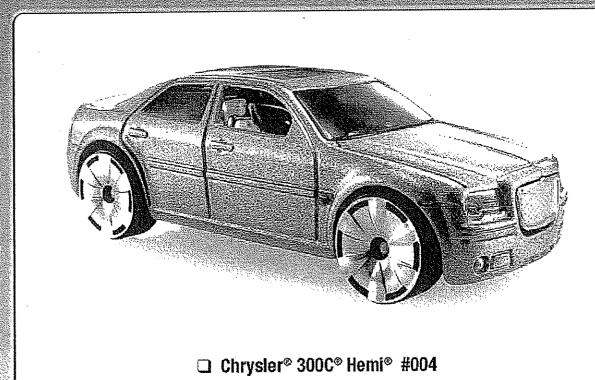
APP 00001.008

### 2006 Alest Editions



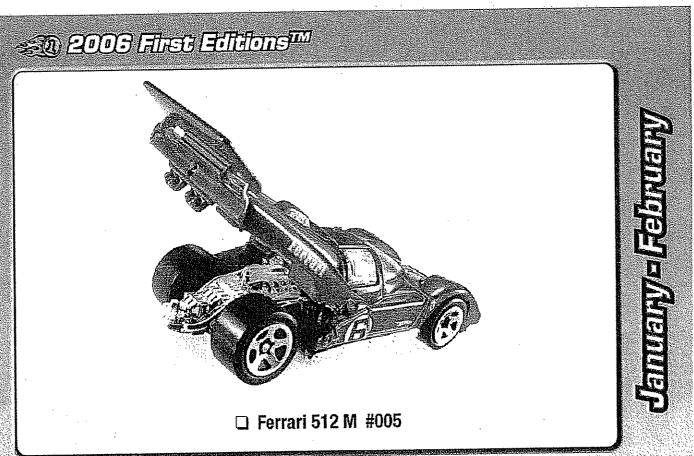
APP 00001.009

#### 2006 First Editions



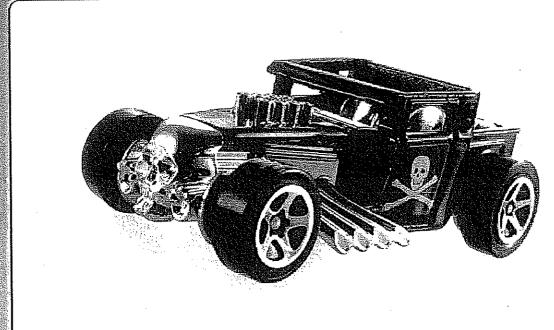
APP 00001.010





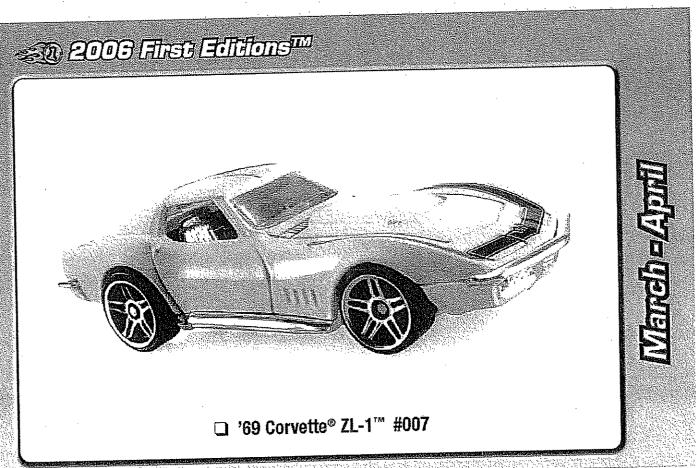


### 2006 First Editions III



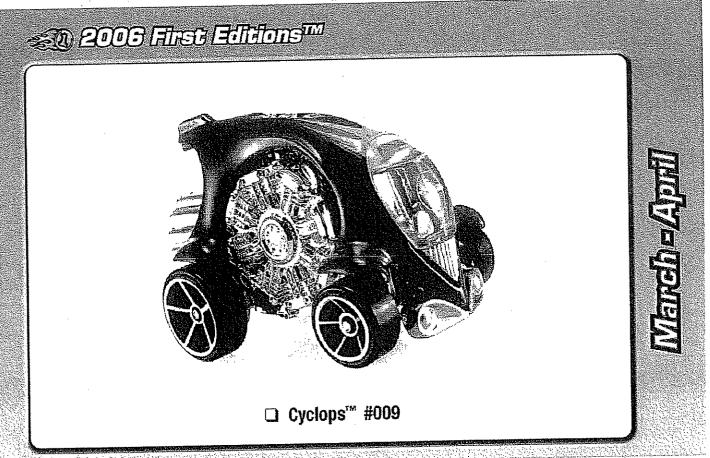
□ Bone Shaker<sup>™</sup> #006

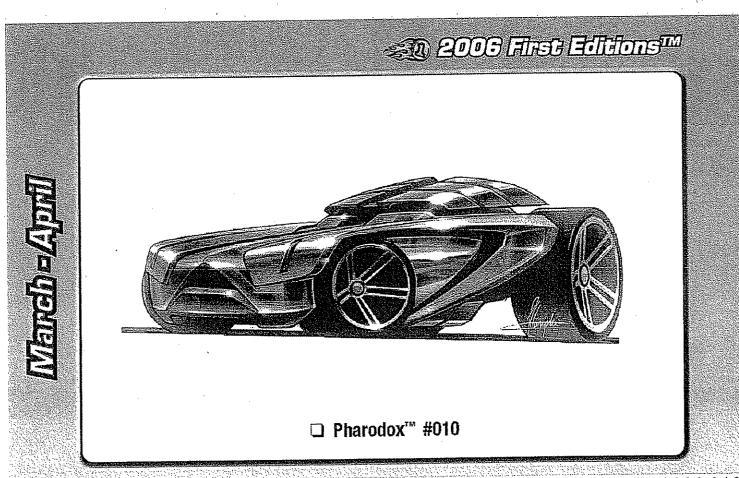
APP 00001.012

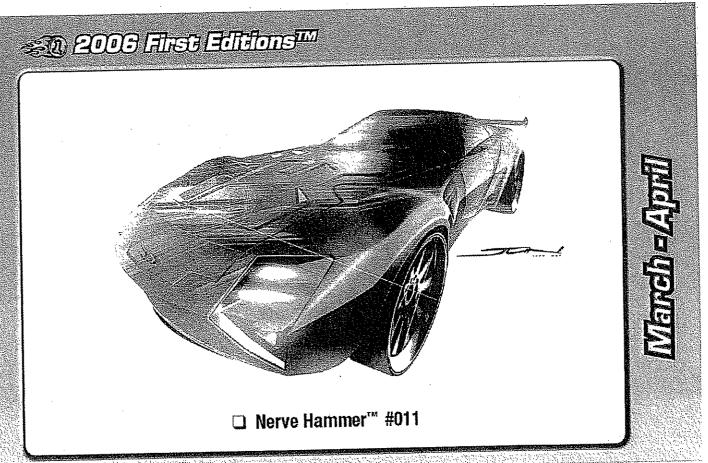


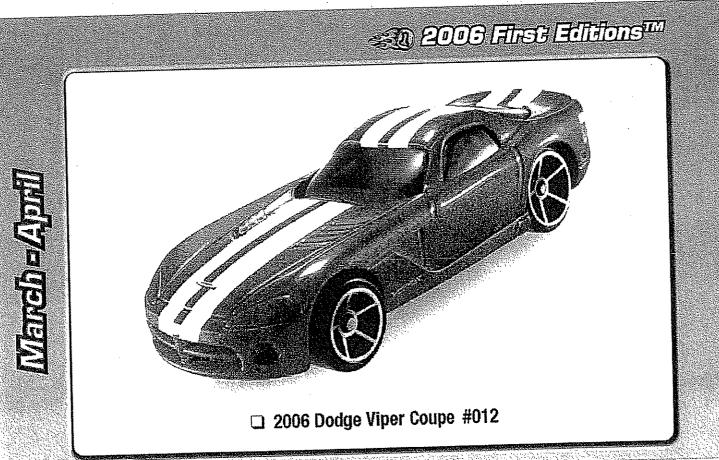








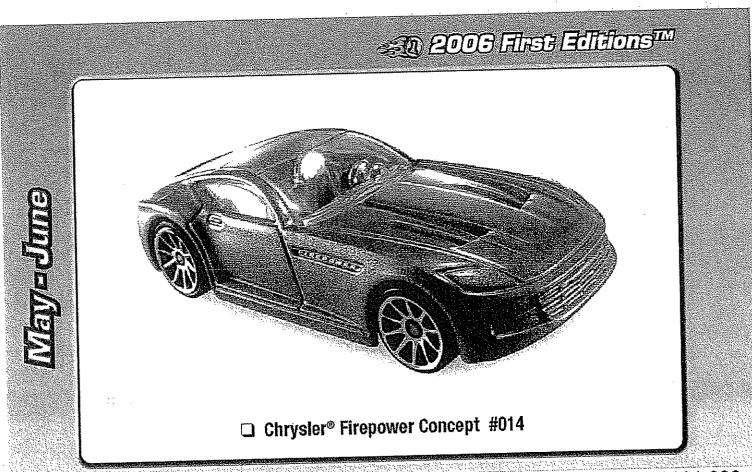




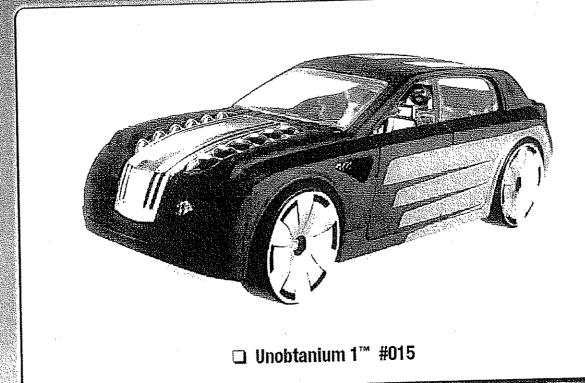
## an 2006 First Editions



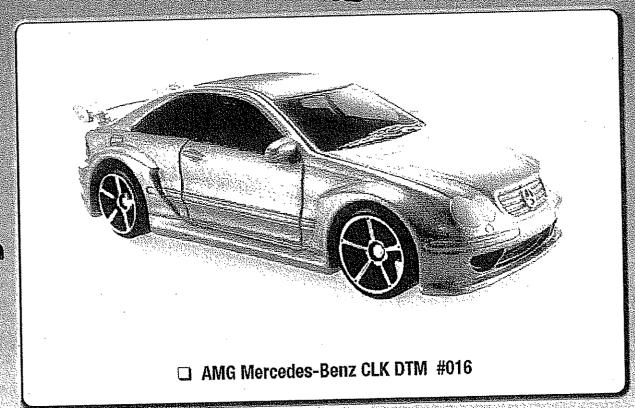
APP 00001.019

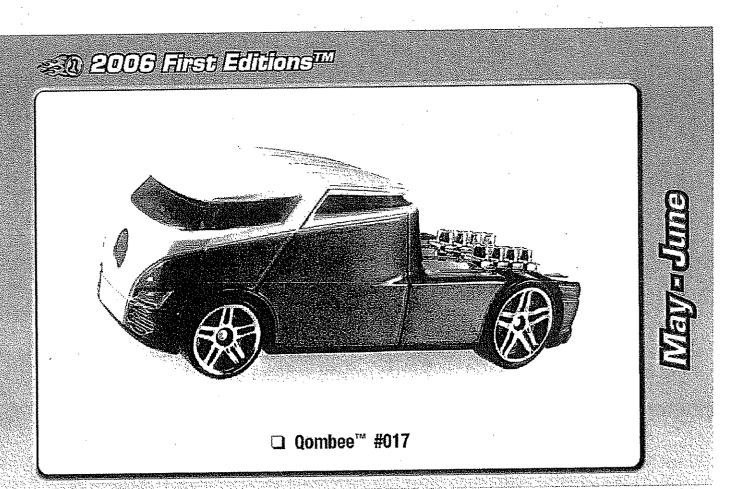


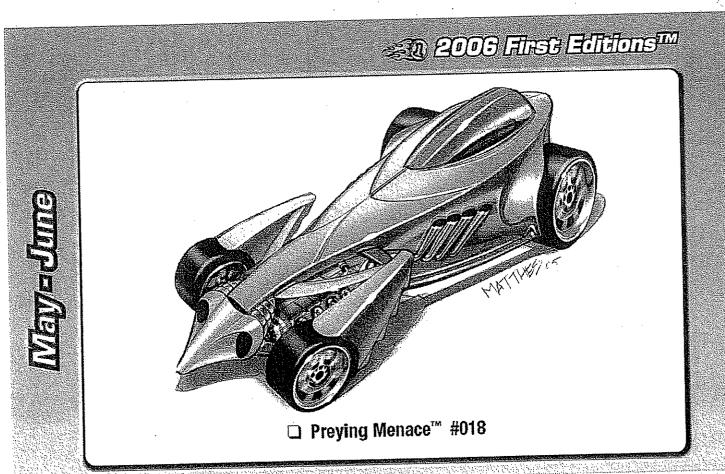


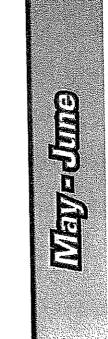


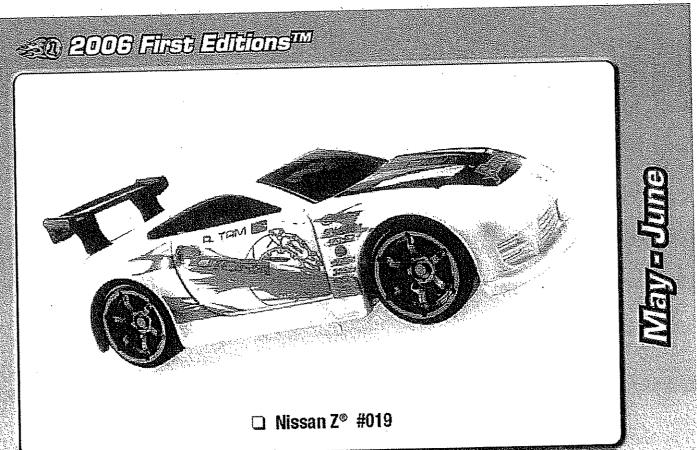


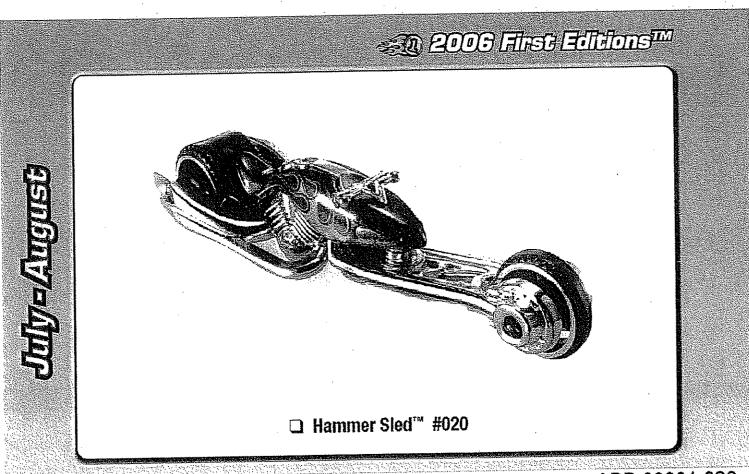








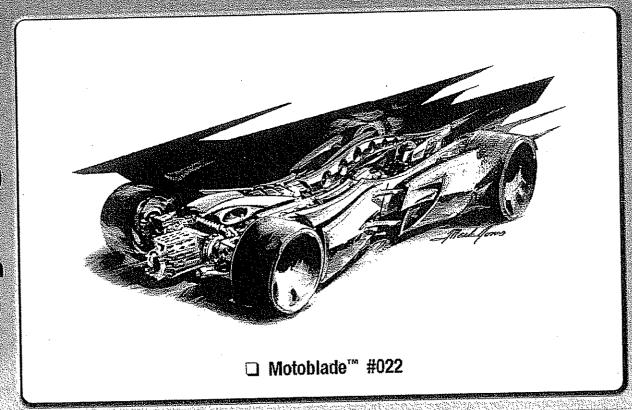








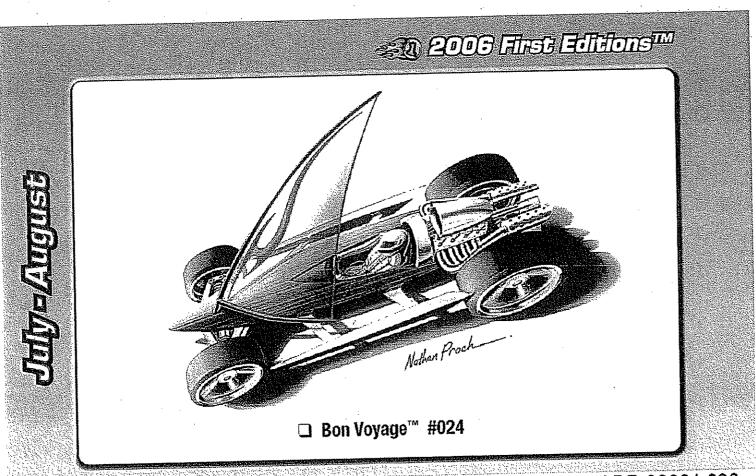


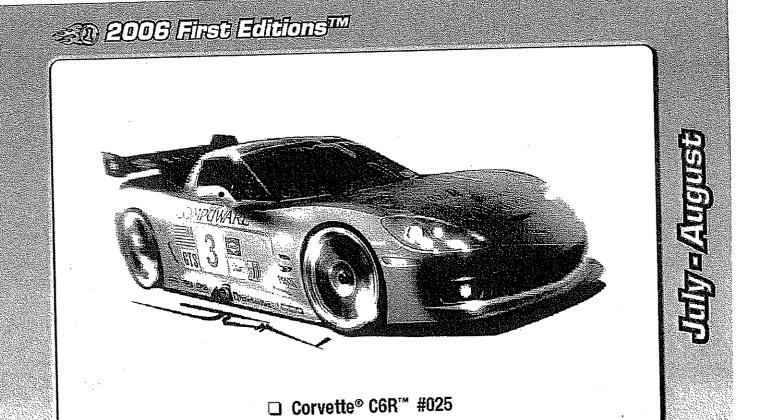


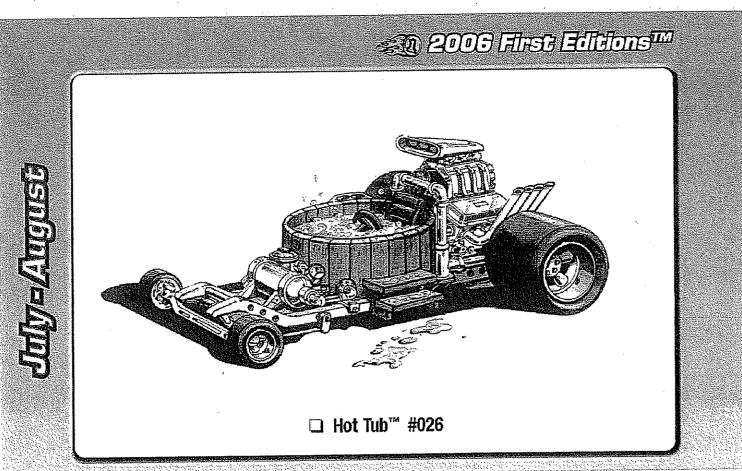
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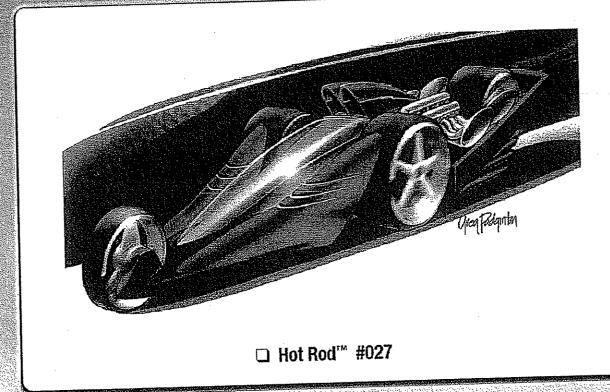
APP 00001.029

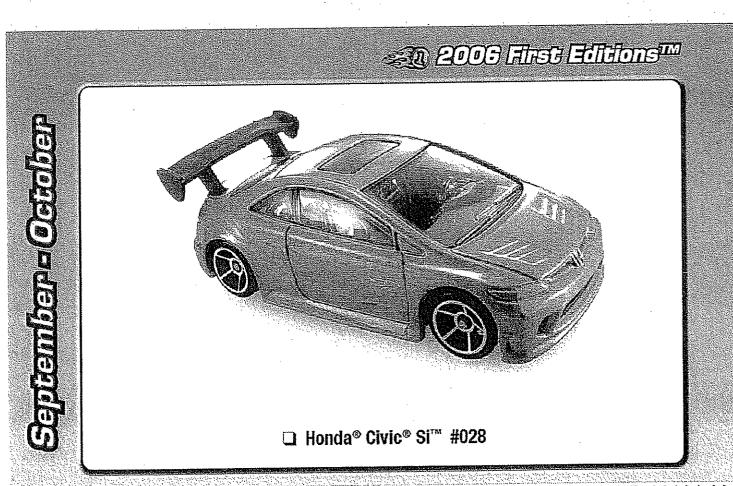








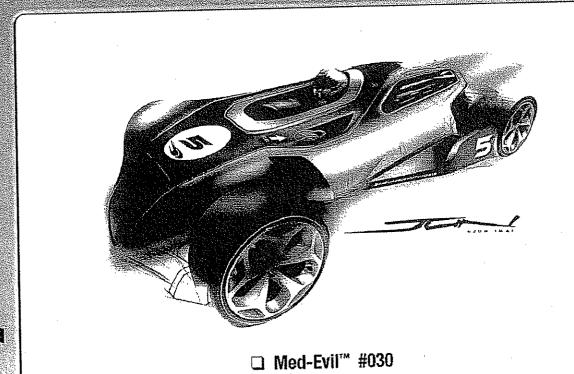






☐ '70 Hemi® Challenger #029

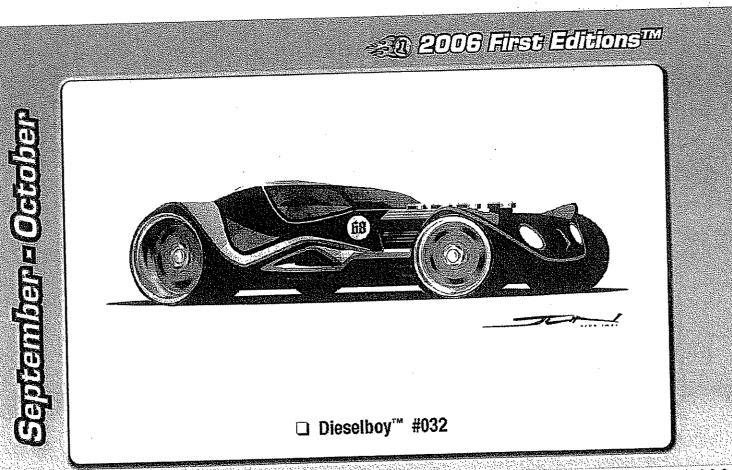


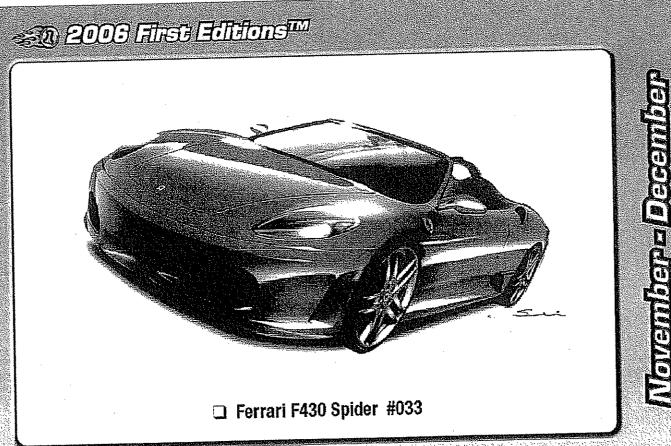




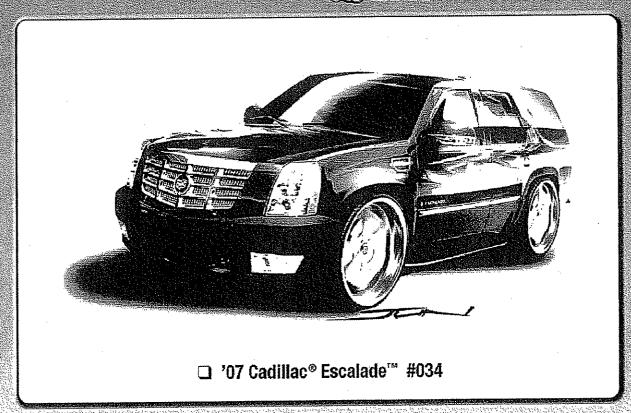
AN 2005 Flist Editions ☐ Nissan Titan #031

APP 00001.037



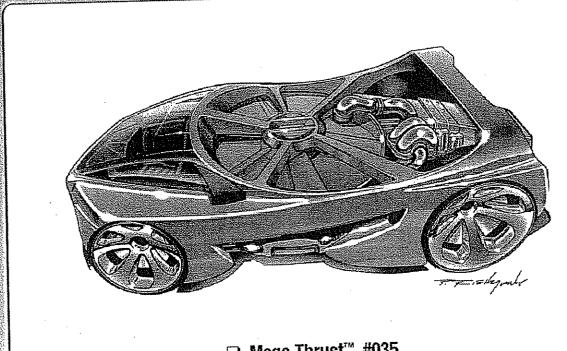


## 🗐 2006 First Editions 🎹

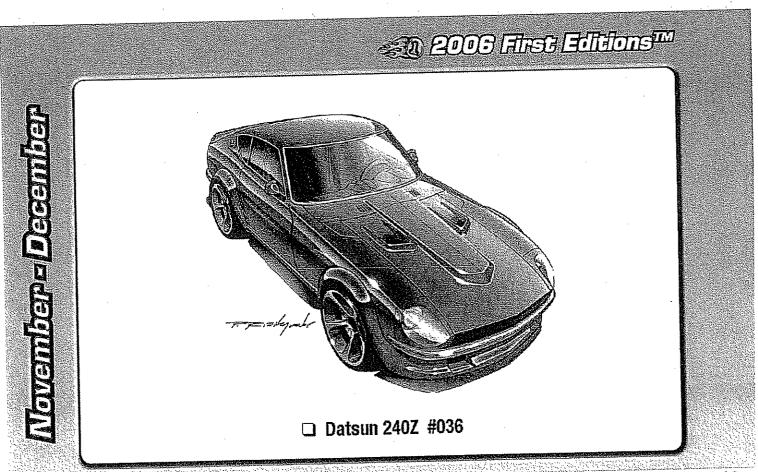


APP 00001.040

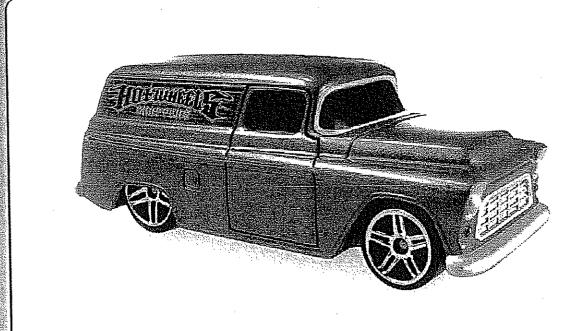




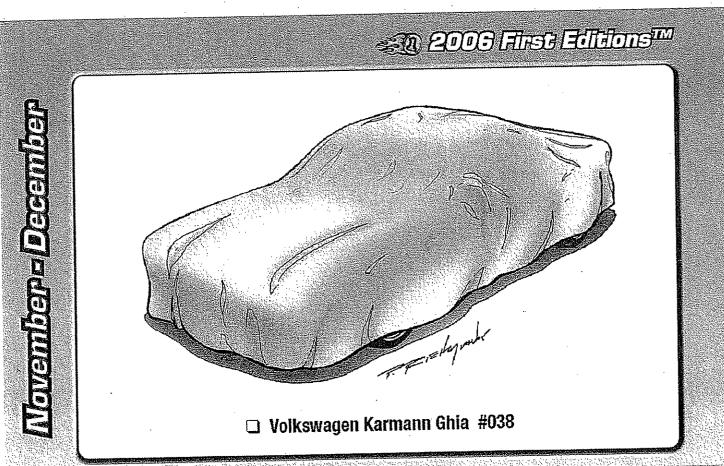
■ Mega Thrust<sup>™</sup> #035







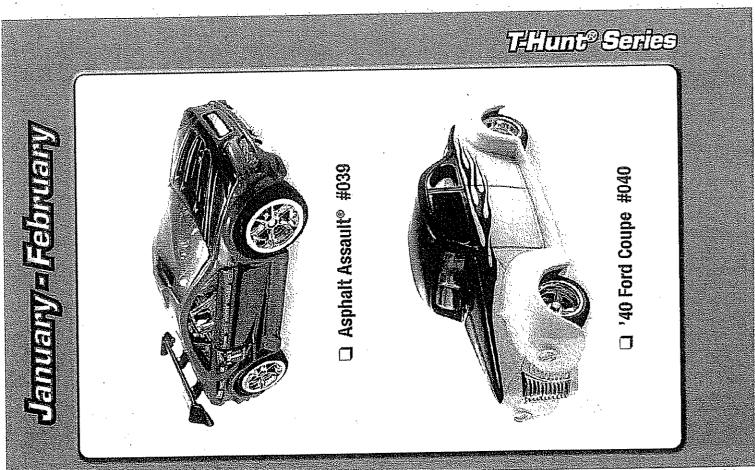
☐ Custom '56 Chevy® Panel #037

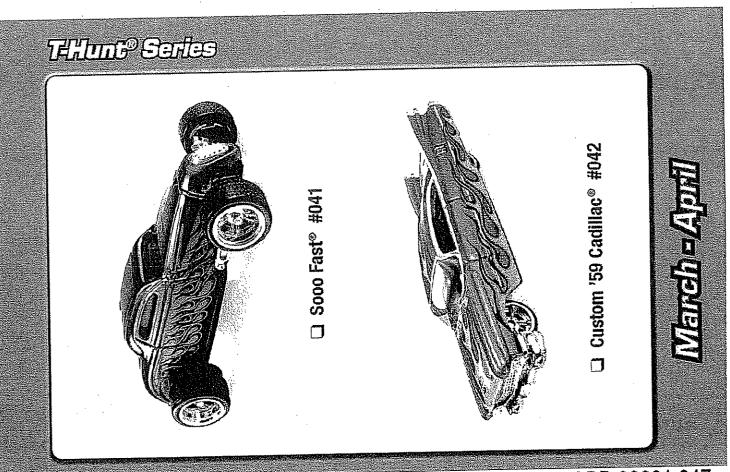


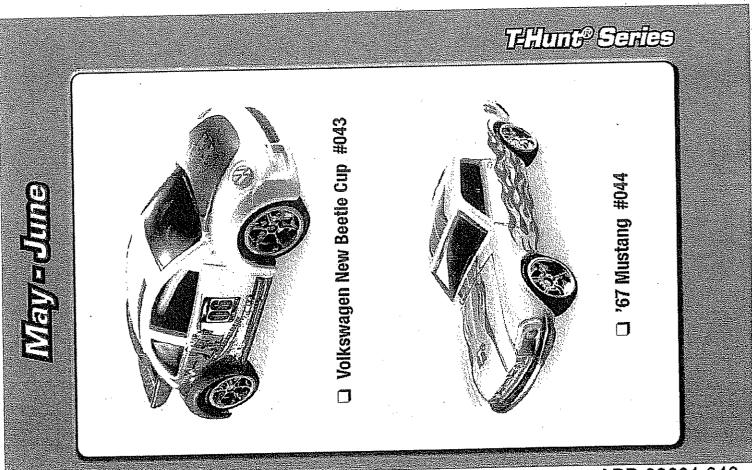
## T-Hunt<sup>®</sup> Series

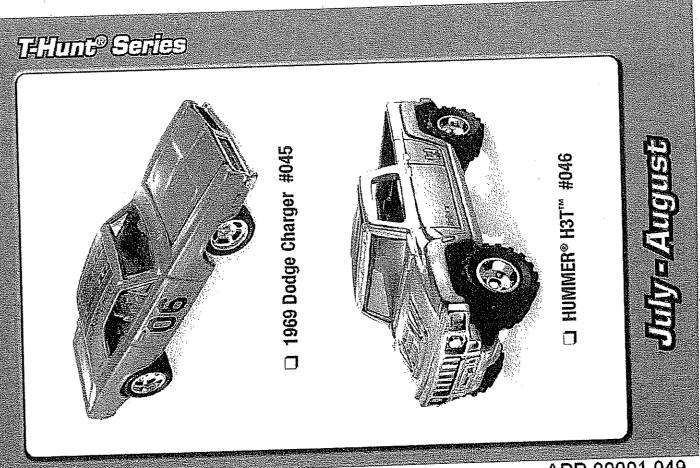
T-Hunt® cars have always been some of the most sought-after Hot Wheels® cars made every year. This is because each one is a limited edition and is available for only a one month period. These also include special 2-piece Real Riders® tires which are not available anywhere else in the mainline. Try and collect the T-Hunt® model each month!

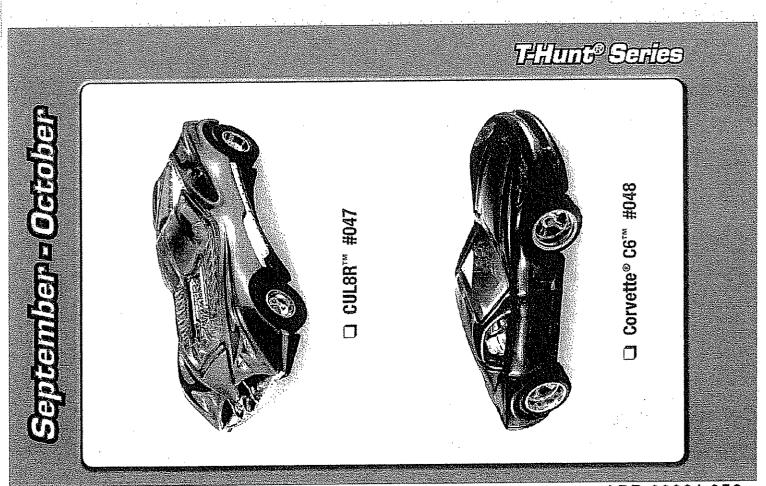


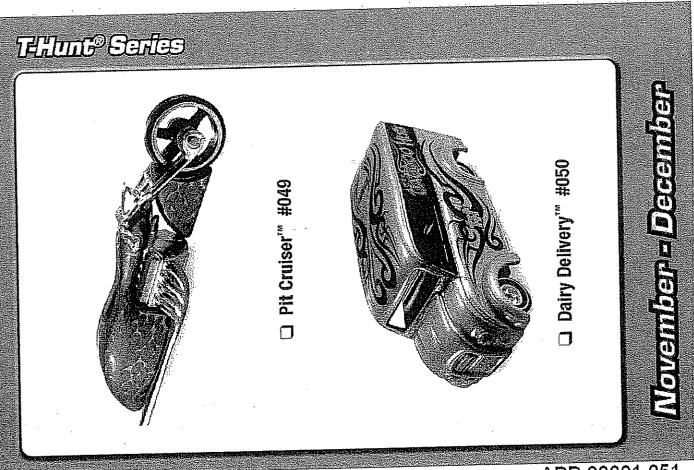












## Segment Series

In 2006, there are 12 segment series to collect! Each segment series contains a cool theme with 5 different vehicles. Look for a new segment series every month!



APP 00001.052